

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

JAMES CALVIN FRAZIER, #177281,	)	
	)	
Petitioner,	)	
v.	)	CASE NO. 2:09-cv-1167-TMH
	)	WO
J. C. GILES, <i>et al.</i> ,	)	
	)	
Respondents.	)	

**ORDER**

After an independent review of the file, it is the ORDER, JUDGMENT and DECREE of the court that:

1. The petitioner's objection (Doc. #21) to the Recommendation of the Magistrate Judge filed on January 18, 2012 is overruled;
2. The Recommendation of the Magistrate Judge (Doc. #20) filed on January 18, 2012 is adopted;
3. The petition for habeas corpus relief is DENIED as it was not filed within the one-year period of limitation mandated by 28 U.S.C. § 2244(d)(1) and this case is DISMISSED with prejudice.

DONE this the 28th day of February, 2012.

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/s/ Truman M. Hobbs  
SENIOR UNITED STATES DISTRICT JUDGE